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KATHLEEN R. TERRY
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Falcon Heights, MN 55108
651 659 9819 krterryesq@gmail.com

6 September 2012

Sherry D. Brinkley
Petition Examiner
Office of Petitions
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

In re: Patent No. 6,310,036
Issue date: October 30, 2001
Application No. 09/227,400
Filed: January 9, 1999

2012 SEP 13 PM 4:17

Dear Examiner Brinkley;

Thank you for returning my phone call. Your advice was very helpful. I believe we have now corrected the informalities in your letter of August 8, 2012, which stated that the petition to revive the '036 patent was dismissed.

The petition was dismissed because of failure to be signed by an attorney. I have signed the petition on page 3 (enclosed) which should correct this informality.

The power of attorney signed by Linda Shecterle is also corrected. The assignor, Dr. David A. Browdie, assigned the patent in 1999 to Last Chance Tissue Adhesive, Inc, (LCTA), but the assignment was not recorded in the USPTO, although it was listed on the patent. It has now been submitted for recordation and a copy of the assignment and the cover letter are enclosed. We also submit a letter from Dr. Shecterle establishing her status as president of LCTA. I believe LCTA's ownership of the patent is now in conformance with 37 CFR 1.378(b).

In your letter you state that all correspondence would be sent only to the previous attorney of record. The now-corrected power of attorney revokes that firm's power of attorney. I apologize for the burden of contacting two parties and thank you for doing so. I am now the attorney of record and correspondence should be sent to me at the above address. Although the former firm has received several communications in this matter, they have never contacted their client, LCTA, which shows even more clearly that their ongoing neglect caused the abandonment of the patent to be unavoidable.

Fees due were sent with the original petition. I enclose a check for \$400 to cover additional petition fees.

I trust that the '036 patent is now in condition for revival from abandonment. Thank you again for your courteous and prompt handling of this case.

Sincerely,



Kathleen R. Terry
Reg. No. 31884

Enclosures:

Petition to revive, as amended, 4 pages
Letter from Linda Shecterle
Copy of assignment from David A. Browdie to LCTA
Copy of recordation cover page
Check and copy thereof
Two copies of fee transmittal form

Power of attorney

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USPTO
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SEP 13 2012

7809

JACQMAR, INC.
10965 53rd Ave N
Plymouth, MN, 55442

17-2-910

DATE 9/4/2012


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PTO/SB/17 (03-12)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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FEE TRANSMITTAL

Complete if known

| | |
|-------------------------|------------------|
| Application Number | 09/227,400 |
| Filing Date | January 9, 1999 |
| First Named Inventor | David A. Browdie |
| Examiner Name | |
| Art Unit | |
| Practitioner Docket No. | |

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 400.00)

METHOD OF PAYMENT (check all that apply)☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): _____☐ Deposit Account Deposit Account Number: _____ Deposit Account Name: _____

For the above-identified deposit account, the Director is hereby authorized to (check all that apply):

☐ Charge fee(s) indicated below☐ Charge fee(s) indicated below, except for the filing fee☐ Charge any additional fee(s) or underpayment of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayment of fee(s)**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 380 | 190 | 620 | 310 | 250 | 125 | |
| Design | 250 | 125 | 120 | 60 | 160 | 80 | |
| Plant | 250 | 125 | 380 | 190 | 200 | 100 | |
| Reissue | 380 | 190 | 620 | 310 | 750 | 375 | |
| Provisional | 250 | 125 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

| Fee Description | Fee (\$) | Small Entity Fee (\$) |
|--|----------|-----------------------|
| Each claim over 20 (including Reissues) | 60 | 30 |
| Each independent claim over 3 (including Reissues) | 250 | 125 |
| Multiple dependent claims | 450 | 225 |

| | | | | |
|--|---------------------|-----------------|----------------------|----------------------------------|
| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims |
| _____ -20 or HP = _____ x _____ = _____ | | | | |
| HP = highest number of total claims paid for, if greater than 20. | | | | |
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | |
| _____ -3 or HP = _____ x _____ = _____ | | | | |
| HP = highest number of independent claims paid for, if greater than 3. | | | | |

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$310 (\$155 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

| | | | | |
|---|---------------------|---|-----------------|----------------------|
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
| _____ - 100 = _____ / 50 = _____ (round up to a whole number) x _____ = _____ | | | | |

4. OTHER FEE(S)

Non-English specification, \$130 fee (no small entity discount)

Non-electronic filing fee under 37 CFR 1.16(t) for a utility application, \$400 fee (\$200 small entity)

Other (e.g., late filing surcharge): petition fee

400.00

SUBMITTED BY

| | | | | | |
|-------------------|--------------------------|-----------------------------------|--------------|-----------|--------------|
| Signature | <i>Kathleen R. Terry</i> | Registration No. (Attorney/Agent) | 31884 | Telephone | 651-659-9819 |
| Name (Print/Type) | Kathleen R. Terry | Date | 6 Sept. 2012 | | |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (03-12)

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under 37 CFR 1.16 and 1.17**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**FEE CALCULATION****1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

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|--|--------------|----------|---------------|---------------------------|----------|---------------|
| -20 or HP = | x | | | | | |
| HP = highest number of total claims paid for, if greater than 20. | | | | | | |
| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | | | |
| -3 or HP = | x | | | | | |
| HP = highest number of independent claims paid for, if greater than 3. | | | | | | |

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SUBMITTED BY

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|-------------------|--------------------------|--|------------------------|
| Signature | <i>Kathleen R. Terry</i> | Registration No. (Attorney/Agent) 31884 | Telephone 651-659-9819 |
| Name (Print/Type) | Kathleen R. Terry | Date | 17 Sept. 2012 |

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